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Jonathan S. Pasternak  
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UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
In re:

Chapter 11  
Case No. 10-23880 (RDD)

TROTTERS NY RESTAURANT GROUP LLC,

Debtor.

-----X  
In re:

SELF SERVICE INC.,

Chapter 11  
Case No. 10-23881(RDD)

Debtor.

-----X

**DECLARATION OF MARK AVALLONE PURSUANT TO LOCAL RULE 1007-2**

Mark Avallone, being duly sworn, deposes and says:

1. I am a Member of Trotters NY Restaurant Group LLC (“Trotters”) and the Vice President of Self Service Inc. (“SSI”) (Trotters and SSI are collectively referred to as, the “Debtors”), each of which are debtors in the above-captioned cases.
2. I submit this affidavit pursuant to Rule 1007-2 of the Local Rules for the United States Bankruptcy Court for the Southern District of New York.

**BACKGROUND**

3. The Debtors collectively operate a restaurant in downtown White Plains known as “Peniche Tapas” which is located at 175 Main Street, White Plains, New York. The restaurant

seats approximately 220 people and occupies 11,300 square feet.

4. In late 2006, two of the Debtors' principals purchased an interest in SSI from various members of the Goncalves family which owned and operated Trotters Tavern. The restaurant known as Trotters continued to operate through the end of August, 2007 at which time all operations ceased and a \$1.2 million dollar renovation and build-out was undertaken. Upon completion of the build-out, on September 17, 2007 a new upscale tapas restaurant and bar was opened called Peniche Tapas.

5. Unfortunately, the sales anticipated by the Debtors for Peniche Tapas never materialized and the Debtors suffered cash flow shortages from inception which have continued through the present. While Trotters Tavern enjoyed as high as \$300,000 in monthly sales, Peniche has only seen monthly sales as high as \$188,000 and lately sales have been in the \$65-70,000 range.

6. The cash flow shortage has caused the Debtors to fall behind in their obligations and the Debtors' principals have had to loan the Debtors hundreds of thousands of dollars in order to keep the doors open.

7. Most recently, despite efforts by the Debtors to restructure and renegotiate the premises lease with its landlord, in July of this year, a non-payment proceeding was commenced in the City Court of White Plains for failure to pay rent.

8. The Debtors have filed these chapter 11 proceedings in order to obtain some breathing room from their creditors and an opportunity to reorganize their affairs either based upon a restructuring of obligations or a sale of assets. The Debtors are optimistic that by virtue of the filing of this Chapter 11 proceeding, the will have the best chance to repay their debts in a manner that allows them to maximize the value of their assets for the benefit of all creditors.

#### **INFORMATION REQUIRED BY LOCAL BANKRUTPCY RULE 1007**

9. In addition to the foregoing, Local Bankruptcy Rule 1007-2 requires certain

information related to the Debtors, which is set forth below.

**Local Rule 1007-2(a)(1)**

10. The Debtors are located at 175 Main Street, White Plains, New York and are engaged in the business of operating a tapas restaurant and bar.

**Local Rule 1007-2(a)(2)**

11. This case was not originally commenced under Chapter 7 or 13 of title 11 of the United States Code, 11 U.S.C. §§ 101, *et seq.* (the “Bankruptcy Code”).

**Local Rule 1007-2(a)(3)**

12. Upon information and belief, no committee was organized prior to the order for relief in this Chapter 11 case.

**Local Rule 1007-2(a)(4)**

13. A list of the names and addresses of the Debtors’ respective 20 largest unsecured claims, excluding those who would not be entitled to vote at a creditors’ meeting and creditors who are “insiders” as that term is defined in 11 U.S.C. Section 101(31) is annexed hereto as

**Schedule I.**

**Local Rule 1007-2(a)(5)**

14. A list of the names and addresses of the five largest secured creditors for each Debtor is annexed hereto as **Schedule II.**

**Local Rule 1007-2(a)(6)**

15. A consolidated balance sheet is annexed hereto as **Schedule III.**

**Local Rule 1007-2(a)(7)**

16. There are no publicly held securities of the Debtors.

**Local Rule 1007-2(a)(8)**

17. None of the Debtors’ property is in the possession of any custodian, public

officer, mortgagee, pledge, assignee of rents, or secured creditor, or any agent for such entity.

**Local Rule 1007-2(a)(9)**

18. The Debtors operate their business from a premises leased by SSI.

**Local Rule 1007-2(a)(10)**

19. The Debtor's assets as well as its books and records are located at 175 Main Street, White Plains, New York.

**Local Rule 1007-2(a)(11)**

20. The following actions are pending against the Debtor:

14 Wyassup-Laurel Glen Corp. v. Self Service, Inc., White Plains City Court,  
County of Westchester, Index No. SP1658/10 (landlord/ tenant proceeding)

**Local Rule 1007-2(a)(12)**

21. The Debtor's management consists of Mark Avallone, General Manager and John Tesone, Chief Financial Officer.

**Local Rule 1007-2(b)(1) and (2)**

22. The Debtor's estimated monthly payroll to employees (exclusive of officers and directors) for the thirty (30) day period following the Chapter 11 petition is \$51,000.

23. The Debtor's estimated monthly payroll and payments to officers, stockholders, and directors for the thirty (30) day period following the Chapter 11 petition is \$0.

**Local Rule 1007-2(b)(3)**

24. The estimated schedule of cash receipts and disbursements for the thirty (30) day period following the filing of the Chapter 11 petition, net cash gain or loss, obligations and receivables expected to accrue but remaining unpaid, other than professional fees is annexed as

**Schedule IV.**

**INFORMATION REQUIRED BY BANKRUPTCY CODE §1116(1)(A)**

25. The Debtor's most recent balance sheet is annexed hereto as **Schedule III.**

26. The Debtor's most recent profit and loss statement is annexed hereto as **Schedule V.**
27. The Debtor's most recent cash-flow statement is annexed hereto as **Schedule VI.**
28. The Debtor's most recent tax return is annexed hereto as **Schedule VII.**

**CONCLUSION**

Pursuant to 28 U.S.C. § 1746, I declare under the penalty of perjury that the foregoing is true and correct.

*/s/ Mark Avallone*  
Mark Avallone

**SCHEDULE I**

**SCHEDULE I**  
**(20 Largest Unsecured Creditors)**

**United States Bankruptcy Court**  
**Southern District of New York**

In re Trotters NY Restaurant Group, LLC

Debtor(s)

Case No.

Chapter

11

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**

Following is the list of the debtor's creditors holding the 20 largest unsecured claims. The list is prepared in accordance with Fed. R. Bankr. P. 1007(d) for filing in this chapter 11 [or chapter 9] case. The list does not include (1) persons who come within the definition of "insider" set forth in 11 U.S.C. § 101, or (2) secured creditors unless the value of the collateral is such that the unsecured deficiency places the creditor among the holders of the 20 largest unsecured claims. If a minor child is one of the creditors holding the 20 largest unsecured claims, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Anthony Goncalves 50 Gideon Lane Darien, CT 06820	Anthony Goncalves 50 Gideon Lane Darien, CT 06820	Loan		140,000.00
King Glass 200 Seigel Street Brooklyn, NY 11206	King Glass 200 Seigel Street Brooklyn, NY 11206			31,500.00
House of Esquire, LLC c/o Drew B. Wasserman, Esq. 186-09 Union Turnpike Flushing, NY 11366	House of Esquire, LLC c/o Drew B. Wasserman, Esq. 186-09 Union Turnpike Flushing, NY 11366			17,284.03
Fischer & Miller, Inc. 85 Westmoreland Avenue White Plains, NY 10606	Fischer & Miller, Inc. 85 Westmoreland Avenue White Plains, NY 10606			11,600.00
Fortessa, Inc. 22601 Davis Drive Sterling, VA 20164	Fortessa, Inc. 22601 Davis Drive Sterling, VA 20164			11,064.61
The Rogers Collection 10 Dana Street Portland, ME 04101	The Rogers Collection 10 Dana Street Portland, ME 04101			10,728.18
Aritsan Bread & Products 10 Wall Street Norwalk, CT 06850	Aritsan Bread & Products 10 Wall Street Norwalk, CT 06850			8,596.50
Antonio Rodriguez	Antonio Rodriguez			5,000.00
White Plains Linen 4 John Walsh Blvd. Peekskill, NY 10566	White Plains Linen 4 John Walsh Blvd. Peekskill, NY 10566			4,500.00
Wild Edibles 21-51 Borden Avenue Long Island City, NY 11101	Wild Edibles 21-51 Borden Avenue Long Island City, NY 11101			2,800.00
Despana Foods 86-17 Northern Blvd. Jackson Heights, NY 11372	Despana Foods 86-17 Northern Blvd. Jackson Heights, NY 11372			2,640.45
Vincent Perito, Inc. 2 Wayne Valley Road Armonk, NY 10504	Vincent Perito, Inc. 2 Wayne Valley Road Armonk, NY 10504			2,400.00

**LIST OF CREDITORS HOLDING 20 LARGEST UNSECURED CLAIMS**  
(Continuation Sheet)

(1)	(2)	(3)	(4)	(5)
<i>Name of creditor and complete mailing address including zip code</i>	<i>Name, telephone number and complete mailing address, including zip code, of employee, agent, or department of creditor familiar with claim who may be contacted</i>	<i>Nature of claim (trade debt, bank loan, government contract, etc.)</i>	<i>Indicate if claim is contingent, unliquidated, disputed, or subject to setoff</i>	<i>Amount of claim [if secured, also state value of security]</i>
Tempranillo, Inc. 22 Plain Avenue New Rochelle, NY 10805	Tempranillo, Inc. 22 Plain Avenue New Rochelle, NY 10805		Disputed	2,284.00
Eagle Air Conditioning 16 Sherman Avenue White Plains, NY 10601	Eagle Air Conditioning 16 Sherman Avenue White Plains, NY 10601			2,115.63
Blinds to Go 3510 St. Joseph Blvd. East Montreal (QC) CANADA	Blinds to Go 3510 St. Joseph Blvd. East Montreal (QC) CANADA			1,800.00
D'Artagnan, Inc. 280 Wilson Avenue Newark, NJ 07105	D'Artagnan, Inc. 280 Wilson Avenue Newark, NJ 07105			1,595.03
Westchester Magazine 100 Clearbrook Road Elmsford, NY 10523	Westchester Magazine 100 Clearbrook Road Elmsford, NY 10523			1,500.00
Good Bread Bakery 33 New Broad Street Port Chester, NY 10573	Good Bread Bakery 33 New Broad Street Port Chester, NY 10573			1,325.05
Ralph Martinelli Spotlight Publications, LLC 100 Clearbrook Road Elmsford, NY 10523	Ralph Martinelli Spotlight Publications, LLC 100 Clearbrook Road Elmsford, NY 10523			1,050.00
Interstate Fire & Safety P.O. Box 4165 Greenwich, CT 06831	Interstate Fire & Safety P.O. Box 4165 Greenwich, CT 06831			805.98

**DECLARATION UNDER PENALTY OF PERJURY  
ON BEHALF OF A CORPORATION OR PARTNERSHIP**

I, the Member of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing list and that it is true and correct to the best of my information and belief.

Date September 8, 2010

Signature /s/ Mark Avallone  
Mark Avallone  
Member

*Penalty for making a false statement or concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.

**SCHEDULE II**  
**(5 Largest Secured Creditors)**

**In re      Trotters NY Restaurant Group, LLC**

Case No.

**Debtor**

**SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODE DEBTOR H W J C	Husband, Wife, Joint, or Community	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL				UNSECURED PORTION, IF ANY	
				CONTINGENT	UNLIQUIDATED	DISPUTED			
Account No.			July 26, 2007						
Keybank National Association 270 Martine Avenue White Plains, NY 10601	X	-	Blanket Lien						
			Value \$					219,425.00	
Account No.									
			Value \$						
Account No.									
			Value \$						
Account No.									
			Value \$						
0 continuation sheets attached			Subtotal (Total of this page)					219,425.00	0.00
			Total (Report on Summary of Schedules)					219,425.00	0.00

In re **Self Service Inc.**

Case No. \_\_\_\_\_

Debtor

**SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS**

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR H W J C	Husband, Wife, Joint, or Community	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT X UNLIQUIDATED X DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
Account No.			July 11, 2003	X	23,500.00	
			Blanket Lien			
Account No.			September 12, 2007	X	235,000.00	
			Leased Equipment			
Account No.			Value \$		235,000.00	
			Value \$			
Account No.			Value \$		258,500.00	0.00
			Value \$			
0	continuation sheets attached		Subtotal (Total of this page)		258,500.00	0.00
			Total (Report on Summary of Schedules)		258,500.00	0.00

**SCHEDULE III**  
**(Balance Sheet)**

**TO BE PROVIDED**

**SCHEDULE IV**  
**(Estimated Receipts and Disbursements)**

## Budget – September 2010

<b>Revenue</b>	<b>\$70,000.00</b>
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### **Expenses:**

Rent	\$12,000.00
Payroll	31,500.00
Payroll Taxes	2,415.00
Electric	6,000.00
Phone	400.00
Key Bank – Line of Credit	9,000.00
Leaf Financial – Kitchen Equip	2,800.00
Restaurant Depot	3,500.00
Fischer Miller (Meat)	1,600.00
Baldors	3,300.00
Wild Edibles	2,000.00
Perito (Bread)	1,200.00
Spirits and Wine	4,175.00
Coca Cola	300.00
Workers Comp. Ins.	1,500.00
Liability Ins.	1,100.00
Sales Tax	6,000.00
Building Super	300.00
Cable	210.00
Open Table	320.00
Cash – Staff	<u>2,225.00</u>
	<b>\$ 91,845.00</b>
<b>Excess of Expenses over Receipts</b>	<b>(-\$21,845.00)</b>

**SCHEDULE V**  
**(Profit & Loss Statement)**

**TO BE PROVIDED**

**SCHEDULE VI**  
**(Cash Flow Statement)**

**TO BE PROVIDED**

**SCHEDULE VII**  
**(Tax Return)**

## Form 1065

Department of the Treasury  
Internal Revenue Service

## U.S. Return of Partnership Income

For calendar year 2009, or tax year beginning \_\_\_\_\_, ending \_\_\_\_\_  
► See separate instructions.

OMB No. 1545-0099

2009

A Principal business activity

RESTAURANT

B Principal product or service  
FOOD & BEVERC Business code number  
722110Use the  
IRS  
label.  
Otherwise,  
print  
or type.Name of partnership  
TROTTERS NY RESTAURANT GROUP LLC  
PENICHED Employer identification number  
20-8514617Number, street, and room or suite no. If a P.O. box, see the instructions.  
175 MAIN STREETE Date business started  
02/22/2007City or town, state, and ZIP code  
WHITE PLAINS NY 10601F Total assets (see the  
instructions)  
\$ 956,357G Check applicable boxes: (1)  Initial return (2)  Final return (3)  Name change (4)  Address change (5)  Amended return  
(6)  Technical termination - also check (1) or (2)H Check accounting method: (1)  Cash (2)  Accrual (3)  Other (specify) ►

I Number of Schedules K-1. Attach one for each person who was a partner at any time during the tax year ► 3

J Check if Schedules C and M-3 are attached 

Caution. Include only trade or business income and expenses on lines 1a through 22 below. See the instructions for more information.

Income	1a Gross receipts or sales	1a	1,209,805	1c	1,209,805
	b Less returns and allowances	1b			
	2 Cost of goods sold (Schedule A, line 8)			2	586,846
	3 Gross profit. Subtract line 2 from line 1c			3	622,959
	4 Ordinary income (loss) from other partnerships, estates, and trusts (attach statement)			4	
	5 Net farm profit (loss) (attach Schedule F (Form 1040))			5	
	6 Net gain (loss) from Form 4797, Part II, line 17 (attach Form 4797)			6	
	7 Other income (loss) (attach statement)			7	
	8 Total income (loss). Combine lines 3 through 7			8	622,959
Deductions (see the instructions for limitations)	9 Salaries and wages (other than to partners) (less employment credits)			9	455,104
	10 Guaranteed payments to partners			10	
	11 Repairs and maintenance			11	6,492
	12 Bad debts			12	
	13 Rent			13	32,000
	14 Taxes and licenses			14	58,945
	15 Interest			15	65,972
	16a Depreciation (if required, attach Form 4562)	16a	86,331	16c	86,331
	b Less depreciation reported on Schedule A and elsewhere on return	16b			
	17 Depletion (Do not deduct oil and gas depletion.)			17	
	18 Retirement plans, etc.			18	
	19 Employee benefit programs			19	
	20 Other deductions (attach statement)		SEE STATEMENT 1	20	173,436
	21 Total deductions. Add the amounts shown in the far right column for lines 9 through 20			21	878,280
	22 Ordinary business income (loss). Subtract line 21 from line 8			22	-255,321

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than general partner or limited liability company member manager) is based on all information of which preparer has any knowledge.

Sign  
Here

Signature of general partner or limited liability company member manager

Date

May the IRS discuss this return  
with the preparer shown below (see  
instructions)?  Yes  No

Paid Preparer's Use Only	Preparer's signature	Date 03/18/10	Check if self-employed ►	Preparer's SSN or PTIN P00489608
	Firm's name (or yours if self-employed), address, and ZIP code RUDINGER, HELLER & FILIPPONE, LLP 235 MAIN STREET, 4TH FLOOR WHITE PLAINS, NY 10601		EIN ► 13-3592951	Phone no. 914-422-3344

For Privacy Act and Paperwork Reduction Act Notice, see separate instructions.

Form 1065 (2009)

Form 1065 (2009) PENICHE

**Schedule A Cost of Goods Sold (see the instructions)**

1	Inventory at beginning of year	20,247
2	Purchases less cost of items withdrawn for personal use	552,803
3	Cost of labor	
4	Additional section 263A costs (attach statement)	
5	Other costs (attach statement)	
6	Total. Add lines 1 through 5	42,655
7	Inventory at end of year	615,705
8	Cost of goods sold. Subtract line 7 from line 6. Enter here and on page 1, line 2	28,859

9a Check all methods used for valuing closing inventory:

(i)  Cost as described in Regulations section 1.471-3

(ii)  Lower of cost or market as described in Regulations section 1.471-4

(iii)  Other (specify method used and attach explanation) ►

b Check this box if there was a writedown of "subnormal" goods as described in Regulations section 1.471-2(c) ►

c Check this box if the LIFO inventory method was adopted this tax year for any goods (if checked, attach Form 970) ►

d Do the rules of section 263A (for property produced or acquired for resale) apply to the partnership?  Yes  No

e Was there any change in determining quantities, cost, or valuations between opening and closing inventory?  Yes  No  
If "Yes," attach explanation.

**Schedule B Other Information**

			Yes	No
1	What type of entity is filing this return? Check the applicable box:			
a	<input type="checkbox"/> Domestic general partnership	b <input type="checkbox"/> Domestic limited partnership		
c	<input checked="" type="checkbox"/> Domestic limited liability company	d <input type="checkbox"/> Domestic limited liability partnership		
e	<input type="checkbox"/> Foreign partnership	f <input type="checkbox"/> Other ►		
2	At any time during the tax year, was any partner in the partnership a disregarded entity, a partnership (including an entity treated as a partnership), a trust, an S corporation, an estate (other than an estate of a deceased partner), or a nominee or similar person?		X	
3	At the end of the tax year:			X
a	Did any foreign or domestic corporation, partnership (including any entity treated as a partnership), trust, or tax-exempt organization own, directly or indirectly, an interest of 50% or more in the profit, loss, or capital of the partnership? For rules of constructive ownership, see instructions. If "Yes," attach Schedule B-1, Information on Partners Owning 50% or More of the Partnership			X
b	Did any individual or estate own, directly or indirectly, an interest of 50% or more in the profit, loss, or capital of the partnership? For rules of constructive ownership, see instructions. If "Yes," attach Schedule B-1, Information on Partners Owning 50% or More of the Partnership		X	
4	At the end of the tax year, did the partnership:			
a	Own directly 20% or more, or own, directly or indirectly, 50% or more of the total voting power of all classes of stock entitled to vote of any foreign or domestic corporation? For rules of constructive ownership, see instructions. If "Yes," complete (i) through (iv) below			X
	(i) Name of Corporation	(ii) Employer Identification Number (if any)	(iii) Country of Incorporation	(iv) Percentage Owned in Voting Stock
b	Own directly an interest of 20% or more, or own, directly or indirectly, an interest of 50% or more in the profit, loss, or capital in any foreign or domestic partnership (including an entity treated as a partnership) or in the beneficial interest of a trust? For rules of constructive ownership, see instructions. If "Yes," complete (i) through (v) below			X
	(i) Name of Entity	(ii) Employer Identification Number (if any)	(iii) Type of Entity	(iv) Country of Organization
				(v) Maximum Percentage Owned in Profit, Loss, or Capital

	Yes	No
5 Did the partnership file Form 8893, Election of Partnership Level Tax Treatment, or an election statement under section 6231(a)(1)(B)(ii) for partnership-level tax treatment, that is in effect for this tax year? See Form 8893 for more details		X
6 Does the partnership satisfy all four of the following conditions?		
a The partnership's total receipts for the tax year were less than \$250,000.		
b The partnership's total assets at the end of the tax year were less than \$1 million.		
c Schedules K-1 are filed with the return and furnished to the partners on or before the due date (including extensions) for the partnership return.		
d The partnership is not filing and is not required to file Schedule M-3		X
If "Yes," the partnership is not required to complete Schedules L, M-1, and M-2; Item F on page 1 of Form 1065; or Item L on Schedule K-1.		
7 Is this partnership a publicly traded partnership as defined in section 469(k)(2)?		X
8 During the tax year, did the partnership have any debt that was cancelled, was forgiven, or had the terms modified so as to reduce the principal amount of the debt?		X
9 Has this partnership filed, or is it required to file, Form 8918, Material Advisor Disclosure Statement, to provide information on any reportable transaction?		X
10 At any time during calendar year 2009, did the partnership have an interest in or a signature or other authority over a financial account in a foreign country (such as a bank account, securities account, or other financial account)? See the instructions for exceptions and filing requirements for Form TD F 90-22.1, Report of Foreign Bank and Financial Accounts. If "Yes," enter the name of the foreign country. ►		X
11 At any time during the tax year, did the partnership receive a distribution from, or was it the grantor of, or transferor to, a foreign trust? If "Yes," the partnership may have to file Form 3520, Annual Return To Report Transactions With Foreign Trusts and Receipt of Certain Foreign Gifts. See instructions		X
12a Is the partnership making, or had it previously made (and not revoked), a section 754 election? See instructions for details regarding a section 754 election.		X
b Did the partnership make for this tax year an optional basis adjustment under section 743(b) or 734(b)? If "Yes," attach a statement showing the computation and allocation of the basis adjustment. See instructions		X
c Is the partnership required to adjust the basis of partnership assets under section 743(b) or 734(b) because of a substantial built-in loss (as defined under section 743(d)) or substantial basis reduction (as defined under section 734(d))? If "Yes," attach a statement showing the computation and allocation of the basis adjustment. See instructions.		X
13 Check this box if, during the current or prior tax year, the partnership distributed any property received in a like-kind exchange or contributed such property to another entity (other than entities wholly-owned by the partnership throughout the tax year) ► <input type="checkbox"/>		
14 At any time during the tax year, did the partnership distribute to any partner a tenancy-in-common or other undivided interest in partnership property?		X
15 If the partnership is required to file Form 8858, Information Return of U.S. Persons With Respect To Foreign Disregarded Entities, enter the number of Forms 8858 attached. See instructions ►		
16 Does the partnership have any foreign partners? If "Yes," enter the number of Forms 8805, Foreign Partner's Information Statement of Section 1446 Withholding Tax, filed for this partnership. ►		X
17 Enter the number of Forms 8865, Return of U.S. Persons With Respect to Certain Foreign Partnerships, attached to this return. ►		

## Designation of Tax Matters Partner (see instructions)

Enter below the general partner designated as the tax matters partner (TMP) for the tax year of this return:

Name of designated TMP	JOHN TESONE	Identifying number of TMP
If the TMP is an entity, name of TMP representative		Phone number of TMP
Address of designated TMP		

## Schedule K Partners' Distributive Share Items

		Total amount	
Income (Loss)	1 Ordinary business income (loss) (page 1, line 22)	1 <b>-255,321</b>	
	2 Net rental real estate income (loss) (attach Form 8825)	2	
	3a Other gross rental income (loss)	3a	
	b Expenses from other rental activities (attach statement)	3b	
	c Other net rental income (loss). Subtract line 3b from line 3a	3c	
	4 Guaranteed payments	4	
	5 Interest income	5	
	6 Dividends: a Ordinary dividends	6a	
	b Qualified dividends	6b	
	7 Royalties	7	
	8 Net short-term capital gain (loss) (attach Schedule D (Form 1065))	8	
9a Net long-term capital gain (loss) (attach Schedule D (Form 1065))	9a		
b Collectibles (28%) gain (loss)	9b		
c Unrecaptured section 1250 gain (attach statement)	9c		
10 Net section 1231 gain (loss) (attach Form 4797)	10		
11 Other income (loss) (see instructions) Type ►	11		
12 Section 179 deduction (attach Form 4562)	12		
13a Contributions	13a		
b Investment interest expense	13b		
c Section 59(e)(2) expenditures:			
(1) Type ►	(2) Amount ►	13c(2)	
d Other deductions (see instructions) Type ►		13d	
14a Net earnings (loss) from self-employment	14a <b>-255,321</b>		
b Gross farming or fishing income	14b		
c Gross nonfarm income	14c <b>622,959</b>		
15a Low-income housing credit (section 42(j)(5))	15a		
b Low-income housing credit (other)	15b		
c Qualified rehabilitation expenditures (rental real estate) (attach Form 3468)	15c		
d Other rental real estate credits (see instructions)	Type ►	15d	
e Other rental credits (see instructions)	Type ►	15e	
f Other credits (see instructions)	Type ►	15f	
16a Name of country or U.S. possession ►			
b Gross income from all sources	16b		
c Gross income sourced at partner level	16c		
Foreign gross income sourced at partnership level			
d Passive category ►	e General category ►	f Other ►	16f
Deductions allocated and apportioned at partner level			
g Interest expense ►	h Other	►	16h
Deductions allocated and apportioned at partnership level to foreign source income			
i Passive category ►	j General category ►	k Other ►	16k
l Total foreign taxes (check one): ► Paid <input type="checkbox"/> Accrued <input type="checkbox"/>			16l
m Reduction in taxes available for credit (attach statement)			16m
n Other foreign tax information (attach statement)			
17a Post-1986 depreciation adjustment	17a <b>12,473</b>		
b Adjusted gain or loss	17b		
c Depletion (other than oil and gas)	17c		
d Oil, gas, and geothermal properties-gross income	17d		
e Oil, gas, and geothermal properties-deductions	17e		
f Other AMT items (attach statement)	17f		
18a Tax-exempt interest income	18a		
b Other tax-exempt income	18b		
c Nondeductible expenses	18c		
19a Distributions of cash and marketable securities	19a		
b Distributions of other property	19b		
20a Investment income	20a		
b Investment expenses	20b		
c Other items and amounts (attach statement)			

**Analysis of Net Income (Loss)**

1	Net income (loss). Combine Schedule K, lines 1 through 11. From the result, subtract the sum of Schedule K, lines 12 through 13d, and 16l.	1	-255,321
2	Analysis by partner type:		
a	General partners	(i) Corporate	(ii) Individual (active)
b	Limited partners	(iii) Individual (passive)	(iv) Partnership

**-255,321**

<b>Schedule L</b>		<b>Balance Sheets per Books</b>		<b>Beginning of tax year</b>	<b>End of tax year</b>
		(a)	(b)	(c)	(d)
1	Cash		8,750		0
2a	Trade notes and accounts receivable				
b	Less allowance for bad debts				
3	Inventories		20,247		28,859
4	U.S. government obligations				
5	Tax-exempt securities				
6	Other current assets (attach statement)				
7	Mortgages and real estate loans				
8	Other investments (attach statement)				
9a	Buildings and other depreciable assets	786,465		786,465	
b	Less accumulated depreciation	138,804	647,661	225,135	561,330
10a	Depletable assets				
b	Less accumulated depletion				
11	Land (net of any amortization)				
12a	Intangible assets (amortizable only)				
b	Less accumulated amortization				
13	Other assets (attach statement)	SEE STMT 3			
14	Total assets		366,168		366,168
	<b>Liabilities and Capital</b>		1,042,826		956,357
15	Accounts payable				
16	Mortgages, notes, bonds payable in less than 1 year				
17	Other current liabilities (attach statement)	SEE STMT 4	16,275		34,096
18	All nonrecourse loans				
19	Mortgages, notes, bonds payable in 1 year or more		705,766		668,121
20	Other liabilities (attach statement)				
21	Partners' capital accounts		320,785		254,140
22	Total liabilities and capital		1,042,826		956,357

**Schedule M-1 Reconciliation of Income (Loss) per Books With Income (Loss) per Return**

Note. Schedule M-3 may be required instead of Schedule M-1 (see instructions).

1	Net income (loss) per books	-255,321	6	Income recorded on books this year not included on Schedule K, lines 1 through 11 (itemize):	
2	Income included on Schedule K, lines 1, 2, 3c, 5, 6a, 7, 8, 9a, 10, and 11, not recorded on books this year (itemize):		a	Tax-exempt interest \$	
3	Guaranteed payments (other than health insurance)		7	Deductions included on Schedule K, lines 1 through 13d, and 16l, not charged against book income this year (itemize):	
4	Expenses recorded on books this year not included on Schedule K, lines 1 through 13d, and 16l (itemize):		a	Depreciation \$	
a	Depreciation \$		8	Add lines 6 and 7	
b	Travel and entertainment \$		9	Income (loss) (Analysis of Net Income (Loss), line 1). Subtract line 8 from line 5	-255,321
5	Add lines 1 through 4	-255,321			

**Schedule M-2 Analysis of Partners' Capital Accounts**

1	Balance at beginning of year	320,785	6	Distributions: a Cash	
2	Capital contributed: a Cash	188,676	b	Property	
	b Property		7	Other decreases (itemize):	
3	Net income (loss) per books	-255,321			
4	Other increases (itemize):		8	Add lines 6 and 7	
5	Add lines 1 through 4	254,140	9	Balance at end of year. Subtract line 8 from line 5	254,140

## PARTNER# 1

Schedule K-1  
(Form 1065)Department of the Treasury  
Internal Revenue Service

2009

 Final K-1 Amended K-1651109  
OMB No. 1545-0099For calendar year 2009, or tax  
year beginning \_\_\_\_\_  
ending \_\_\_\_\_Partner's Share of Income, Deductions,  
Credits, etc. ► See back of form and separate instructions.

## Part I Information About the Partnership

A Partnership's employer identification number

20-8514617

B Partnership's name, address, city, state, and ZIP code

TROTTERS NY RESTAURANT GROUP LLC  
PENICHE  
175 MAIN STREET  
WHITE PLAINS NY 10601

C IRS Center where partnership filed return

OGDEN, UT

D  Check if this is a publicly traded partnership (PTP)

## Part II Information About the Partner

E Partner's identifying number

F Partner's name, address, city, state, and ZIP code

ANTHONY P. GONCALVES

[REDACTED] CT 06840

G  General partner or LLC  
member-manager  Limited partner or other LLC  
memberH  Domestic partner  Foreign partner

I What type of entity is this partner? INDIVIDUAL

J Partner's share of profit, loss, and capital (see instructions):

	Beginning	Ending
Profit	45.000000 %	45.000000 %
Loss	11.740000 %	11.740000 %
Capital	45.000000 %	45.000000 %

K Partner's share of liabilities at year end:

Nonrecourse	.....	\$ 8,005
Qualified nonrecourse financing	.....	\$
Recourse	.....	\$ 80,352

L Partner's capital account analysis:

Beginning capital account	.....	\$ 50,199
Capital contributed during the year	.....	\$
Current year increase (decrease)	.....	\$ -29,975
Withdrawals & distributions	.....	\$ ( )
Ending capital account	.....	\$ 20,224

Tax basis  GAAP  Section 704(b) book  
 Other (explain) \_\_\_\_\_

M Did the partner contribute property with a built-in gain or loss?

Yes  No

If "Yes", attach statement (see instructions)

Part III Partner's Share of Current Year Income, Deductions, Credits, and Other Items			
1	Ordinary business income (loss) <b>-29,975</b>	15	Credits
2	Net rental real estate income (loss)		
3	Other net rental income (loss)	16	Foreign transactions
4	Guaranteed payments		
5	Interest income		
6a	Ordinary dividends		
6b	Qualified dividends		
7	Royalties		
8	Net short-term capital gain (loss)		
9a	Net long-term capital gain (loss)	17	Alternative minimum tax (AMT) items <b>A 1,464</b>
9b	Collectibles (28%) gain (loss)		
9c	Unrecaptured section 1250 gain		
10	Net section 1231 gain (loss)	18	Tax-exempt income and nondeductible expenses
11	Other income (loss)		
12	Section 179 deduction	19	Distributions
13	Other deductions		
14	Self-employment earnings (loss) <b>A -29,975</b>	20	Other information
C	<b>280,331</b>	Y*	STMT

\*See attached statement for additional information.

For IRS Use Only



**PARTNER# 2**  
**Schedule K-1**  
**(Form 1065)**

Department of the Treasury  
Internal Revenue Service

**2009**

For calendar year 2009, or tax  
year beginning \_\_\_\_\_

ending \_\_\_\_\_

**Partner's Share of Income, Deductions,  
Credits, etc.** ► See back of form and separate instructions.

Final K-1

Amended K-1

**651109**  
OMB No. 1545-0099

**Part I Information About the Partnership**

A Partnership's employer identification number

**20-8514617**

B Partnership's name, address, city, state, and ZIP code

**TROTTERS NY RESTAURANT GROUP LLC**  
**PENICHE**  
**175 MAIN STREET**  
**WHITE PLAINS** **NY 10601**

C IRS Center where partnership filed return

**OGDEN, UT**

D  Check if this is a publicly traded partnership (PTP)

**Part II Information About the Partner**

E Partner's identifying number

F Partner's name, address, city, state, and ZIP code

**JOHN TESONE**

G  General partner or LLC  
member-manager

Limited partner or other LLC  
member

H  Domestic partner

Foreign partner

I What type of entity is this partner? **INDIVIDUAL**

J Partner's share of profit, loss, and capital (see instructions):

	Beginning	Ending
Profit	<b>30.000000 %</b>	<b>30.000000 %</b>
Loss	<b>67.560000 %</b>	<b>67.560000 %</b>
Capital	<b>30.000000 %</b>	<b>30.000000 %</b>

K Partner's share of liabilities at year end:

Nonrecourse	\$ <b>5,337</b>
Qualified nonrecourse financing	\$ _____
Recourse	\$ <b>462,399</b>

L Partner's capital account analysis:

Beginning capital account	\$ <b>48,524</b>
Capital contributed during the year	\$ <b>152,492</b>
Current year increase (decrease)	\$ <b>-172,495</b>
Withdrawals & distributions	\$ ( )
Ending capital account	\$ <b>28,521</b>

Tax basis  GAAP  Section 704(b) book  
 Other (explain) \_\_\_\_\_

M Did the partner contribute property with a built-in gain or loss?

Yes  No

If "Yes", attach statement (see instructions)

**Part III Partner's Share of Current Year Income, Deductions, Credits, and Other Items**

<b>1</b>	Ordinary business income (loss) <b>-172,495</b>	<b>15</b>	Credits
<b>2</b>	Net rental real estate income (loss)		
<b>3</b>	Other net rental income (loss)	<b>16</b>	Foreign transactions
<b>4</b>	Guaranteed payments		
<b>5</b>	Interest income		
<b>6a</b>	Ordinary dividends		
<b>6b</b>	Qualified dividends		
<b>7</b>	Royalties		
<b>8</b>	Net short-term capital gain (loss)		
<b>9a</b>	Net long-term capital gain (loss)	<b>17</b>	Alternative minimum tax (AMT) items
<b>A</b>			<b>8,427</b>
<b>9b</b>	Collectibles (28%) gain (loss)		
<b>9c</b>	Unrecaptured section 1250 gain		
<b>10</b>	Net section 1231 gain (loss)	<b>18</b>	Tax-exempt income and nondeductible expenses
<b>11</b>	Other income (loss)		
<b>12</b>	Section 179 deduction	<b>19</b>	Distributions
<b>13</b>	Other deductions		
<b>20</b>			Other information
<b>Y*</b>			<b>STMT</b>
<b>14</b>	Self-employment earnings (loss)		
<b>A</b>	<b>-172,495</b>		
<b>C</b>	<b>186,888</b>		

\*See attached statement for additional information.

For IRS Use Only



**PARTNER# 3**  
**Schedule K-1**  
**(Form 1065)**

Department of the Treasury  
Internal Revenue Service

**2009**

For calendar year 2009, or tax  
year beginning \_\_\_\_\_  
ending \_\_\_\_\_

**Partner's Share of Income, Deductions,  
Credits, etc. ► See back of form and separate instructions.**

**Part I Information About the Partnership**

A Partnership's employer identification number

**20-8514617**

B Partnership's name, address, city, state, and ZIP code

**TROTTERS NY RESTAURANT GROUP LLC  
PENICHE**

**175 MAIN STREET  
WHITE PLAINS NY 10601**

C IRS Center where partnership filed return

**OGDEN, UT**

D  Check if this is a publicly traded partnership (PTP)

**Part II Information About the Partner**

E Partner's identifying number

F Partner's name, address, city, state, and ZIP code

**MARK AVALLONE**

G  General partner or LLC  
member-manager

Limited partner or other LLC  
member

H  Domestic partner

Foreign partner

I What type of entity is this partner? **INDIVIDUAL**

J Partner's share of profit, loss, and capital (see instructions):

	Beginning	Ending
Profit	<b>25.000000 %</b>	<b>25.000000 %</b>
Loss	<b>20.700000 %</b>	<b>20.700000 %</b>
Capital	<b>25.000000 %</b>	<b>25.000000 %</b>

K Partner's share of liabilities at year end:

Nonrecourse	..... \$ <b>4,447</b>
Qualified nonrecourse financing	..... \$
Recourse	..... \$ <b>141,677</b>

L Partner's capital account analysis:

Beginning capital account	..... \$ <b>222,062</b>
Capital contributed during the year	..... \$ <b>36,184</b>
Current year increase (decrease)	..... \$ <b>-52,851</b>
Withdrawals & distributions	..... \$ ( )
Ending capital account	..... \$ <b>205,395</b>

Tax basis  GAAP  Section 704(b) book  
 Other (explain) \_\_\_\_\_

M Did the partner contribute property with a built-in gain or loss?

Yes  No

If "Yes", attach statement (see instructions)

Final K-1  Amended K-1

OMB No

<b>Part III Partner's Share of Current Year Income, Deductions, Credits, and Other Items</b>			
1	Ordinary business income (loss) <b>-52,851</b>	15	Credits
2	Net rental real estate income (loss)		
3	Other net rental income (loss)	16	Foreign transactions
4	Guaranteed payments		
5	Interest income		
6a	Ordinary dividends		
6b	Qualified dividends		
7	Royalties		
8	Net short-term capital gain (loss)		
9a	Net long-term capital gain (loss)	17	Alternative minimum tax (AMT) <b>2,582</b>
9b	Collectibles (28%) gain (loss)		
9c	Unrecaptured section 1250 gain		
10	Net section 1231 gain (loss)	18	Tax-exempt income and nondeductible expenses
11	Other income (loss)		
12	Section 179 deduction	19	Distributions
13	Other deductions		
14	Self-employment earnings (loss) <b>-52,851</b>	20	Other information
C	<b>155,740</b>		<b>Y*</b>

\*See attached statement for additional information.

For IRS Use Only



TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

FYE: 12/31/2009

## Federal Statements

### Statement 1 - Form 1065, Page 1, Line 20 - Other Deductions

Description	Amount
UTILITIES	\$ 35,554
SECURITY	1,018
TELEPHONE	4,654
PROFESSIONAL FEES	8,004
INSURANCE	34,903
ADVERTISING	12,533
PAYROLL-SERVICE	5,072
BANK CHARGES	14,674
CREDIT CARD DISCOUNTS	42,067
DUES & SUBSCRIPTIONS	2,241
EQUIPMENT RENTAL	7,935
LICENSE & FEES	609
OFFICE & POSTAGE	1,254
MUSIC	1,918
TEMPORARY HELP	1,000
TOTAL	\$ <u>173,436</u>

### Statement 2 - Form 1065, Schedule A, Line 5 - Other Costs

Description	Amount
LAUNDRY & LINEN	\$ 27,205
SUPPLIES	8,450
VALET	7,000
TOTAL	\$ <u>42,655</u>

### Statement 3 - Form 1065, Schedule L, Line 13 - Other Assets

Description	Beginning of Year	End of Year
DUE FROM AFFILIATE	\$ 366,168	\$ 366,168
TOTAL	\$ <u>366,168</u>	\$ <u>366,168</u>

### Statement 4 - Form 1065, Schedule L, Line 17 - Other Current Liabilities

Description	Beginning of Year	End of Year
SALES TAX PAYABLE	\$ 13,757	\$ 10,580
TIPS PAYABLE	2,518	5,727
CASH DEFICIT		17,789
TOTAL	\$ <u>16,275</u>	\$ <u>34,096</u>

TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

FYE: 12/31/2009

**Federal Statements**

**ANTHONY P. GONCALVES**

**Schedule K-1, Line 20Y - Additional Supplemental Information**

**Description**

ANALYSIS OF "AT RISK" VERSUS NOT "AT RISK" LIABILITIES		
	"AT RISK"	NOT "AT RISK"
NONREOURSE	0	8,005
QUALIFIED NONREOURSE	0	0
RE COURSE	80,352	0

TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

FYE: 12/31/2009

**Federal Statements**

**JOHN TESONE**

**Schedule K-1, Line 20Y - Additional Supplemental Information**

**Description**

ANALYSIS OF "AT RISK" VERSUS NOT "AT RISK" LIABILITIES		
	"AT RISK"	NOT "AT RISK"
NONREOURSE	0	5,337
QUALIFIED NONREOURSE	0	0
RE COURSE	462,399	0

TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

FYE: 12/31/2009

**Federal Statements**

**MARK AVALONE**

**Schedule K-1, Line 20Y - Additional Supplemental Information**

**Description**

ANALYSIS OF "AT RISK" VERSUS NOT "AT RISK" LIABILITIES		
	"AT RISK"	NOT "AT RISK"
NONREOURSE	0	4,447
QUALIFIED NONREOURSE	0	0
RE COURSE	141,677	0

## Partnership Self-Employment Worksheet

Schedule **K**

For calendar year 2009, or tax year beginning

200

, and ending

Name

Employer Identification No.

**PENICHE**

1a. Ordinary income (loss) (Schedule K, line 1) .....	1a	-255,321	
b. Net income (loss) from certain rental real estate activities (see instructions) .....	1b		
c. Net income (loss) from other rental activities (Schedule K, line 3c) .....	1c		
d. Net loss from Form 4797, Part II, line 17, included on line 1a above. Enter as a positive amount .....	1d		
e. Combine lines 1a through 1d .....	1e	-255,321	
2. Net gain from Form 4797, Part II, line 17, included on line 1a above .....	2		
3a. Subtract line 2 from line 1e. If line 1e is a loss, increase the loss on line 1e by the amount on line 2 .....	3a	-255,321	
b. Part of line 3a allocated to limited partners, estates, trusts, corporations, exempt organizations, and IRAs .....	3b		
c. Subtract line 3b from line 3a. If line 3a is a loss, reduce the loss on line 3a by the amount on line 3b. Include each individual general partner's share in box 14 of Schedule K-1, using code A .....	3c	-255,	
4a. Guaranteed payments to partners (Schedule K, line 4) derived from a trade or business as defined in section 1402(c) (see instructions) .....	4a		
b. Part of line 4a allocated to individual limited partners for other than services and to estates, trusts, corporations, exempt organizations, and IRAs .....	4b		
c. Subtract line 4b from line 4a. Include each individual general partner's share and each individual limited partner's share in box 14 of Schedule K-1, using code A .....	4c		
5. Net earnings (loss) from self-employment. Combine lines 3c and 4c. Enter here and on Schedule K, line 14a	5	-255,	

PARTNER# 1

Schedule K-1

## Analysis of Partner's K-1, Current Year Increase (Decrease) Worksheet

2009

For calendar year 2009, or tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

Partnership Name

PENICHE

Employer Identification Number  
20-8514617

Partner's Name

ANTHONY P. GONCALVES

Taxpayer Identification Number  
[REDACTED]

Items Included in Current Year Increase (Decrease):

SCHEDULE K ADDITIONS:

ORDINARY INCOME/LOSS

-29,975

SUBTOTAL

-29,975

TOTAL PER SCHEDULE K-1, CURRENT YEAR INCREASE (DECREASE)

-29,975

=====

PARTNER# 2

## Analysis of Partner's K-1, Current Year Increase (Decrease) Worksheet

Schedule K-1

For calendar year 2009, or tax year beginning

, and ending

2009

Partnership Name

PENICHE

Employer Identification Number  
20-8514617

Partner's Name

JOHN TESONE

Taxpayer Identification Number  
[REDACTED]

Items Included in Current Year Increase (Decrease):

SCHEDULE K ADDITIONS:

ORDINARY INCOME/LOSS

-172,495

SUBTOTAL

-172,495

TOTAL PER SCHEDULE K-1, CURRENT YEAR INCREASE (DECREASE)

-172,495

=====

PARTNER# 3

## Analysis of Partner's K-1, Current Year Increase (Decrease) Worksheet

Schedule **K-1****2009**

For calendar year 2009, or tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

Partnership Name

**PENICHE**Employer Identification Number  
**20-8514617**

Partner's Name

**MARK AVALLONE**Taxpayer Identification Number  
[REDACTED]

Items Included in Current Year Increase (Decrease):

**SCHEDULE K ADDITIONS:****ORDINARY INCOME/LOSS****-52,851****SUBTOTAL****-52,851****TOTAL PER SCHEDULE K-1, CURRENT YEAR INCREASE (DECREASE)****-52,851**

=====

## Partner's Self-Employment Worksheet

Schedule **K-1****2009**

For calendar year 2009, or tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

Partnership Name

**PENICHE**

Employer Identification Number

**20-8514617**

Partner's Name

**ANTHONY P. GONCALVES**

Taxpayer Identification Number

1a. Ordinary income (loss) (Schedule K, line 1) .....	1a	<b>-29,975</b>
b. Net income (loss) from certain rental real estate activities (see instructions) .....	1b	
c. Net income (loss) from other rental activities (Schedule K, line 3c) .....	1c	
d. Net loss from Form 4797, Part II, line 17, included on line 1a above. Enter as a positive amount .....	1d	
e. Combine lines 1a through 1d .....	1e	<b>-29,975</b>
2. Net gain from Form 4797, Part II, line 17, included on line 1a above .....	2	
3a. Subtract line 2 from line 1e. If line 1e is a loss, increase the loss on line 1e by the amount on line 2 .....	3a	<b>-29,975</b>
4a. Guaranteed payments to partners (Schedule K, line 4) derived from a trade or business as defined in section 1402(c) (see instructions) .....	4a	
5. Net earnings (loss) from self-employment. Combine lines 3a and 4a. Enter here and on Schedule K, line 14a	5	<b>-29,975</b>

PARTNER# 2

Schedule K-1

## Partner's Self-Employment Worksheet

For calendar year 2009, or tax year beginning

, and ending

2009

Partnership Name

PENICHE

Partner's Name

JOHN TESONE

Employer Identification Number  
20-8514617Taxpayer Identification Number  
[REDACTED]

- 1a. Ordinary income (loss) (Schedule K, line 1) .....
- b. Net income (loss) from certain rental real estate activities (see instructions) .....
- c. Net income (loss) from other rental activities (Schedule K, line 3c) .....
- d. Net loss from Form 4797, Part II, line 17, included on line 1a above. Enter as a positive amount .....
- e. Combine lines 1a through 1d .....
2. Net gain from Form 4797, Part II, line 17, included on line 1a above .....
- 3a. Subtract line 2 from line 1e. If line 1e is a loss, increase the loss on line 1e by the amount on line 2 .....
- 4a. Guaranteed payments to partners (Schedule K, line 4) derived from a trade or business as defined in section 1402(c) (see instructions) .....
5. Net earnings (loss) from self-employment. Combine lines 3a and 4a. Enter here and on Schedule K, line 14a .....

1a	-172,495
1b	
1c	
1d	
1e	-172,495
2	
3a	-172,495
4a	
5	-172,495

PARTNER# 3

## Partner's Self-Employment Worksheet

Schedule **K-1**

For calendar year 2009, or tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

**2009**

Partnership Name

**PENICHE**

Partner's Name

**MARK AVALLONE**Employer Identification Number  
**20-8514617**Taxpayer Identification Number  
\_\_\_\_\_

1a. Ordinary income (loss) (Schedule K, line 1) .....	1a	-52,851
b. Net income (loss) from certain rental real estate activities (see instructions) .....	1b	
c. Net income (loss) from other rental activities (Schedule K, line 3c) .....	1c	
d. Net loss from Form 4797, Part II, line 17, included on line 1a above. Enter as a positive amount .....	1d	
2. Net gain from Form 4797, Part II, line 17, included on line 1a above .....	1e	-52,851
3a. Subtract line 2 from line 1e. If line 1e is a loss, increase the loss on line 1e by the amount on line 2 .....	2	
4a. Guaranteed payments to partners (Schedule K, line 4) derived from a trade or business as defined in section 1402(c) (see instructions) .....	3a	-52,851
5. Net earnings (loss) from self-employment. Combine lines 3a and 4a. Enter here and on Schedule K, line 14a .....	4a	
	5	-52,851

Form 1065

## Schedule K-1 Summary Worksheet

2009

For calendar year 2009, or tax year beginning \_\_\_\_\_, and ending \_\_\_\_\_

Partnership Name

Employer Identification Number

PENICHE

20-8514617

Partner Name

SSN/EIN

Column A	ANTHONY P. GONCALVES	
Column B	JOHN TESONE	
Column C	MARK AVALLONE	
Column D		

Schedule K Items	Column A	Column B	Column C	Column D	SCH K TOTAL
1 Ordinary income	-29,975	-172,495	-52,851		-255,321
2 Net income-rent					
3c Net inc-oth rent					
4 Guaranteed pmts					
5 Interest income					
6a Ordinary dividends					
6b Qual dividends					
7 Royalties					
8 Net ST capital gain					
9a Net LT capital gain					
9b Collectibles 28% gain					
9c Unrecap Sec 1250					
10 Net Sec 1231 gain					
11 Other income					
12 Sec 179 deduction					
13a Contributions					
13b Invest interest exp					
13c Sec 59(e)(2) exp					
13d Other deductions					
14a Net SE earnings	-29,975	-172,495	-52,851		-255,321
14b Gross farming inc					
14c Gross nonfarm inc	280,331	186,888	155,740		622,959
15a Low-inc house 42j5					
15b Low-inc house other					
15c Qualif rehab exp					
15d Rental RE credits					
15e Other rental credits					
15f Other credits					
16b Gross inc all src					
16c-f Tot foreign income					
16g-k Tot foreign deds					
16l-m Total foreign taxes					
17a Depr adjustment	1,464	8,427	2,582		12,473
17b Adj gain or loss					
17c Depletion					
17d Inc-oil/gas/geoth					
17e Ded-oil/gas/geoth					
17f Other AMT items					
18a Tax-exempt int					
18b Other tax-exempt					
18c Nonded expense					
19a Cash distributions					
19b Property distributions					
20a Invest income					
20b Invest expense					

Form 1065

**Reconciliation of Partners' Capital Accounts Worksheet**

2009

For calendar year 2009, or tax year beginning

and ending

Partnership Name

PENICHE

Partner Number	Partner Name	Beginning Capital	Capital Contributed	Lines 3, 4, & 7 Schedule M-2	Withdrawals & Distributions	Ending Capital
1	ANTHONY P. GONCALVES	50,199	0	-29,975	0	20,224
2	JOHN TESONE	48,524	152,492	-172,495	0	28,521
3	MARK AVALLONE	222,062	36,184	-52,851	0	205,395
<b>TOTAL PARTNERS' CAPITAL</b>		<b>320,785</b>	<b>188,676</b>	<b>-255,321</b>	<b>0</b>	<b>254,140</b>

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TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

## Federal Statements

FYE: 12/31/2009

### Form 1065, Page 1, Line 14 - Taxes

Description	Amount
PAYROLL TAXES	\$ 57,445
NYS LLC FILING FEES	1,500
<b>TOTAL</b>	<b>\$ 58,945</b>

### Form 1065, Schedule L, Line 19 - Mortgage, Notes, Bonds Payable in 1 Yr or More

Description	Beginning of Year	End of Year
CAPITAL LEASE LOAN	\$ 211,243	\$ 244,197
USB LOAN	346,523	275,924
LOAN PAYABLE - MARY G	148,000	148,000
<b>TOTAL</b>	<b>\$ 705,766</b>	<b>\$ 668,121</b>

TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

FYE: 12/31/2009

## Federal Asset Report

## Form 1065, Page 1

Asset	Description	Date In Service	Cost	Bus %	Sec 179	Basis for Depr	PerConv	Meth	Prior	Current
<b>Prior MACRS:</b>										
1	FURNITURE	7/15/07	9,800			9,800	7	MQ200DB	3,550	1,786
2	FURNITURE	8/15/07	28,771			28,771	7	MQ200DB	10,422	5,243
3	FURNITURE	9/15/07	5,000			5,000	7	MQ200DB	1,811	911
4	FURNITURE	11/20/07	10,000			10,000	7	MQ200DB	3,112	1,968
5	FURNITURE	12/31/07	6,800			6,800	7	MQ200DB	2,116	1,339
6	EQUIPMENT	10/15/07	56,000			56,000	7	MQ200DB	17,429	11,020
7	EQUIPMENT	10/01/07	269,688			269,688	7	MQ200DB	83,934	53,072
9	LEASEHOLD IMPROVEMENTS	10/15/07	390,159			390,159	39	MM S/L	12,088	10,004
10	LEASEHOLD IMPROVEMENTS	3/15/08	2,747			2,747	39	MM S/L	56	70
11	SECURITY SYSTEM	4/30/08	7,500			X	7	HY 200DB	4,286	918
			<u>786,465</u>			<u>782,715</u>			<u>138,804</u>	<u>86,331</u>
Grand Totals										
			<u>786,465</u>			<u>782,715</u>			<u>138,804</u>	<u>86,331</u>
Less: Dispositions and Transfers										
			<u>0</u>			<u>0</u>			<u>0</u>	<u>0</u>
Less: Start-up/Org Expense										
			<u>0</u>			<u>0</u>			<u>0</u>	<u>0</u>
Net Grand Totals										
			<u>786,465</u>			<u>782,715</u>			<u>138,804</u>	<u>86,331</u>

TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

**Bonus Depreciation Report**

FYE: 12/31/2009

Asset	Property Description	Date In Service	Tax Cost	Bus Pct	Tax Sec 179 Exp	Current Bonus	Prior Bonus	Tax - Basis for Depr
<b>Activity: Form 1065, Page 1</b>								
11	SECURITY SYSTEM	4/30/08	7,500		0	0	3,750	3,750
	Form 1065, Page 1		<u>7,500</u>		<u>0</u>	<u>0</u>	<u>3,750</u>	<u>3,750</u>
	Grand Total		<u>7,500</u>		<u>0</u>	<u>0</u>	<u>3,750</u>	<u>3,750</u>

TRO4617 TROTTERS NY RESTAURANT GROUP LLC  
 20-8514617  
 AMT Asset Report  
 FYE: 12/31/2009  
 Form 1065, Page 1

Asset	Description	Date In Service	Cost	Bus %	Sec 179	Bonus	Basis for Depr	PerConv	Meth	Prior	Current
<b>Prior MACRS:</b>											
1	FURNITURE	7/15/07	9,800			9,800	7	MQ150DB		2,719	1,517
2	FURNITURE	8/15/07	28,771			28,771	7	MQ150DB		7,982	4,455
3	FURNITURE	9/15/07	5,000			5,000	7	MQ150DB		1,387	774
4	FURNITURE	11/20/07	10,000			10,000	7	MQ150DB		2,353	1,639
5	FURNITURE	12/31/07	6,800			6,800	7	MQ150DB		1,600	1,114
6	EQUIPMENT	10/15/07	56,000			56,000	7	MQ150DB		13,179	9,176
7	EQUIPMENT	10/01/07	269,688			269,688	7	MQ150DB		63,466	44,191
9	LEASEHOLD IMPROVEMENTS	10/15/07	390,159			390,159	39	MM S/L		12,088	10,004
10	LEASEHOLD IMPROVEMENTS	3/15/08	2,747			2,747	39	MM S/L		56	70
11	SECURITY SYSTEM	4/30/08	7,500			7,500	X	HY 200DB		4,286	918
			<u>786,465</u>			<u>782,715</u>				<u>109,116</u>	<u>73,858</u>
<b>Grand Totals</b>											
<b>Less: Dispositions and Transfers</b>											
<b>Net Grand Totals</b>											
			<u>786,465</u>			<u>782,715</u>				<u>109,116</u>	<u>73,858</u>

TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

## Depreciation Adjustment Report

FYE: 12/31/2009

## All Business Activities

Form	Unit	Asset	Description	Tax	AMT	ACE	AMT Adjustments/ Preferences
<b>MACRS Adjustments:</b>							
Page 1	1	1	FURNITURE	1,786	1,517	1,517 s	269
Page 1	1	2	FURNITURE	5,243	4,455	4,455 s	788
Page 1	1	3	FURNITURE	911	774	774 s	137
Page 1	1	4	FURNITURE	1,968	1,639	1,639 s	329
Page 1	1	5	FURNITURE	1,339	1,114	1,114 s	225
Page 1	1	6	EQUIPMENT	11,020	9,176	9,176 s	1,844
Page 1	1	7	EQUIPMENT	53,072	44,191	44,191 s	8,881
Page 1	1	9	LEASEHOLD IMPROVEMENTS	10,004	10,004	10,004 s	0
Page 1	1	10	LEASEHOLD IMPROVEMENTS	70	70	70 s	0
Page 1	1	11	SECURITY SYSTEM	918	918	918 s	0
				<b>86,331</b>	<b>73,858</b>	<b>73,858 s</b>	<b>12,473</b>

Totals for ACE Depreciation Adjustment:

AMT Depreciation Addback

73,858

ACE Depreciation Expense

73,858 s

TRO4617 TROTTERS NY RESTAURANT GROUP LLC

20-8514617

**Future Depreciation Report FYE: 12/31/10**  
**Form 1065, Page 1**

FYE: 12/31/2009

Asset	Description	Date In Service	Cost	Tax	AMT	ACE
<b>Prior MACRS:</b>						
1	FURNITURE	7/15/07	9,800	1,275	1,203	0
2	FURNITURE	8/15/07	28,771	3,744	3,531	0
3	FURNITURE	9/15/07	5,000	651	614	0
5	FURNITURE	11/20/07	10,000	1,406	1,287	0
6	EQUIPMENT	12/31/07	6,800	955	876	0
7	EQUIPMENT	10/15/07	56,000	7,872	7,209	0
9	LEASEHOLD IMPROVEMENTS	10/01/07	269,688	37,909	34,721	0
10	LEASEHOLD IMPROVEMENTS	10/15/07	390,159	10,004	10,004	0
11	SECURITY SYSTEM	3/15/08	2,747	71	71	0
		4/30/08	7,500	656	656	0
			<b>786,465</b>	<b>64,543</b>	<b>60,172</b>	<b>0</b>
<b>Grand Totals</b>						
			<b>786,465</b>	<b>64,543</b>	<b>60,172</b>	<b>0</b>

Form 1120S

## U.S. Income Tax Return for an S Corporation

OMB No. 1545-0130

Department of the Treasury  
Internal Revenue Service

For calendar year 2009 or tax year beginning

, ending

2009

A S election effective date  
01/01/97B Business activity code  
number (see instructions)  
722110C Check if Sch. M-3  
attached G Is the corporation electing to be an S corporation beginning with this tax year?  Yes  No If "Yes," attach Form 2553 if not already filedH Check if: (1)  Final return (2)  Name change (3)  Address change  
(4)  Amended return (5)  S election termination or revocation

I Enter the number of shareholders who were shareholders during any part of the tax year ► 3

Caution. Include only trade or business income and expenses on lines 1a through 21. See the instructions for more information.

1a	Gross receipts or sales	b Less returns and allowances	c Bal ►	1c
2	Cost of goods sold (Schedule A, line 8)			2
3	Gross profit. Subtract line 2 from line 1c			3
4	Net gain (loss) from Form 4797, Part II, line 17 (attach Form 4797)			4
5	Other income (loss) (see instructions—attach statement)			5
6	Total income (loss). Add lines 3 through 5		►	6
7	Compensation of officers			7
8	Salaries and wages (less employment credits)			8
9	Repairs and maintenance			9
10	Bad debts			10
11	Rents			11
12	Taxes and licenses			12
13	Interest			13 1,038
14	Depreciation not claimed on Schedule A or elsewhere on return (attach Form 4562)			14
15	Depletion (Do not deduct oil and gas depletion.)			15
16	Advertising			16
17	Pension, profit-sharing, etc., plans			17
18	Employee benefit programs			18
19	Other deductions (attach statement)	SEE STMT 1		19 396
20	Total deductions. Add lines 7 through 19		►	20 1,459
21	Ordinary business income (loss). Subtract line 20 from line 6			21 -1,459

22a	Excess net passive income or LIFO recapture tax (see instructions)	22a	
b	Tax from Schedule D (Form 1120S)	22b	
c	Add lines 22a and 22b (see instructions for additional taxes)	22c	
23a	2009 estimated tax payments and 2008 overpayment credited to 2009	23a	
b	Tax deposited with Form 7004	23b	
c	Credit for federal tax paid on fuels (attach Form 4136)	23c	
d	Add lines 23a through 23c	23d	
24	Estimated tax penalty (see instructions). Check if Form 2220 is attached	►	<input type="checkbox"/> 24
25	Amount owed. If line 23d is smaller than the total of lines 22c and 24, enter amount owed		25
26	Overpayment. If line 23d is larger than the total of lines 22c and 24, enter amount overpaid		26
27	Enter amount from line 26 Credited to 2010 estimated tax ►	Refunded ►	27

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than taxpayer) is based on all information of which preparer has any knowledge.

May the IRS discuss this return with the preparer shown below (see instructions)?  Yes  NoSign  
Here

VICE PRESIDENT

Signature of officer MARK AVALLONE

Date

03/08/10

Title

Preparer's SSN or PTIN  
P00489603Paid  
Preparer's  
Use OnlyPreparer's  
signatureFirm's name (or  
yours if self-employed),  
address, and ZIP codeRUDINGER, HELLER & FILIPPONE, LLP  
235 MAIN STREET, 4TH FLOOR  
WHITE PLAINS, NY 10601

EIN 13-3592951

Phone no.

914-422-3344

For Privacy Act and Paperwork Reduction Act Notice, see separate instructions.

Form 1120S (2009)

## Schedule A Cost of Goods Sold (see instructions)

1	Inventory at beginning of year	1	
2	Purchases	2	
3	Cost of labor	3	
4	Additional section 263A costs (attach statement)	4	
5	Other costs (attach statement)	5	
6	Total. Add lines 1 through 5	6	
7	Inventory at end of year	7	
8	Cost of goods sold. Subtract line 7 from line 6. Enter here and on page 1, line 2	8	
9a	Check all methods used for valuing closing inventory: (i) <input type="checkbox"/> Cost as described in Regulations section 1.471-3 (ii) <input checked="" type="checkbox"/> Lower of cost or market as described in Regulations section 1.471-4 (iii) <input type="checkbox"/> Other (Specify method used and attach explanation.) ►	9d	
b	Check if there was a writedown of subnormal goods as described in Regulations section 1.471-2(c)		► <input type="checkbox"/>
c	Check if the LIFO inventory method was adopted this tax year for any goods (if checked, attach Form 970)		► <input type="checkbox"/>
d	If the LIFO inventory method was used for this tax year, enter percentage (or amounts) of closing inventory computed under LIFO		
e	If property is produced or acquired for resale, do the rules of section 263A apply to the corporation?		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
f	Was there any change in determining quantities, cost, or valuations between opening and closing inventory? If "Yes," attach explanation.		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

## Schedule B Other Information (see instructions)

		Yes	No
1	Check accounting method: a <input type="checkbox"/> Cash b <input checked="" type="checkbox"/> Accrual c <input type="checkbox"/> Other (specify) ►		
2	See the instructions and enter the: a Business activity ► RESTAURANT b Product or service ► FOOD & BEVERAGE		
3	At the end of the tax year, did the corporation own, directly or indirectly, 50% or more of the voting stock of a domestic corporation? (For rules of attribution, see section 267(c).) If "Yes," attach a statement showing: (a) name and employer identification number (EIN), (b) percentage owned, and (c) if 100% owned, was a QSub election made?		X
4	Has this corporation filed, or is it required to file, a return under section 6111 to provide information on any reportable transaction?		X
5	Check this box if the corporation issued publicly offered debt instruments with original issue discount. If checked, the corporation may have to file Form 8281, Information Return for Publicly Offered Original Issue Discount Instruments.	► <input type="checkbox"/>	
6	If the corporation: (a) was a C corporation before it elected to be an S corporation or the corporation acquired an asset with a basis determined by reference to its basis (or the basis of any other property) in the hands of a C corporation and (b) has net unrealized built-in gain (defined in section 1374(d)(1)) in excess of the net recognized built-in gain from prior years, enter the net unrealized built-in gain reduced by net recognized built-in gain from prior years ► \$		
7	Enter the accumulated earnings and profits of the corporation at the end of the tax year. \$		
8	Are the corporation's total receipts (see instructions) for the tax year and its total assets at the end of the tax year less than \$250,000? If "Yes," the corporation is not required to complete Schedules L and M-1.		X

## Schedule K Shareholders' Pro Rata Share Items

Income (Loss)			Total amount	
			1	- 1,459
1	Ordinary business income (loss) (page 1, line 21)		1	
2	Net rental real estate income (loss) (attach Form 8825)		2	
3a	Other gross rental income (loss)	3a		
b	Expenses from other rental activities (attach statement)	3b		
c	Other net rental income (loss). Subtract line 3b from line 3a	3c		
4	Interest income	4		
5	Dividends: a Ordinary dividends	5a		
b	Qualified dividends	5b		
6	Royalties	6		
7	Net short-term capital gain (loss) (attach Schedule D (Form 1120S))	7		
8a	Net long-term capital gain (loss) (attach Schedule D (Form 1120S))	8a		
b	Collectibles (28%) gain (loss)	8b		
c	Unrecaptured section 1250 gain (attach statement)	8c		
9	Net section 1231 gain (loss) (attach Form 4797)	9		
10	Other income (loss) (see instructions) Type ►	10		

		Shareholders' Pro Rata Share Items (continued)	Total amount
Deductions	11	Section 179 deduction (attach Form 4562)	11
	12a	Contributions	12a
	b	Investment interest expense	12b
	c	Section 59(e)(2) expenditures (1) Type ►	12c(2)
d	Other deductions (see instructions) Type ►	12d	
Credits	13a	Low-income housing credit (section 42(j)(5))	13a
	b	Low-income housing credit (other)	13b
	c	Qualified rehabilitation expenditures (rental real estate) (attach Form 3468)	13c
	d	Other rental real estate credits (see instructions) Type ►	13d
	e	Other rental credits (see instructions) Type ►	13e
	f	Alcohol and cellulosic biofuel fuels credit (attach Form 6478)	13f
	g	Other credits (see instructions) Type ►	13g
	14a	Name of country or U.S. possession ►	14b
b	Gross income from all sources	14c	
c	Gross income sourced at shareholder level Foreign gross income sourced at corporate level	14d	
d	Passive category	14e	
e	General category	14f	
f	Other (attach statement)	14g	
g	Deductions allocated and apportioned at shareholder level	14h	
h	Interest expense	14i	
i	Other Deductions allocated and apportioned at corporate level to foreign source income	14j	
j	Passive category	14k	
k	General category	14l	
l	Other (attach statement)	14m	
m	Other information		
15a	Total foreign taxes (check one): ► <input type="checkbox"/> Paid <input type="checkbox"/> Accrued		
b	Reduction in taxes available for credit (attach statement)		
c	Other foreign tax information (attach statement)		
Alternative Minimum Tax (AMT) Items	15a	Post-1986 depreciation adjustment	15a
	b	Adjusted gain or loss	15b
	c	Depletion (other than oil and gas)	15c
	d	Oil, gas, and geothermal properties—gross income	15d
	e	Oil, gas, and geothermal properties—deductions	15e
	f	Other AMT items (attach statement)	15f
Items Affecting Shareholder Basis	16a	Tax-exempt interest income	16a
	b	Other tax-exempt income	16b
	c	Nondeductible expenses	16c
	d	Property distributions	16d
	e	Repayment of loans from shareholders	16e
Other Information	17a	Investment income	17a
	b	Investment expenses	17b
	c	Dividend distributions paid from accumulated earnings and profits	17c
	d	Other items and amounts (attach statement)	
Reconciliation	18	Income/loss reconciliation. Combine the amounts on lines 1 through 10 in the far right column. From the result, subtract the sum of the amounts on lines 11 through 12d and 14l	18

Schedule L Balance Sheets per Books		Beginning of tax year		End of tax year	
		(a)	(b)	(c)	(d)
1	Cash		813		30
2a	Trade notes and accounts receivable				
b	Less allowance for bad debts				
3	Inventories				
4	U.S. government obligations				
5	Tax-exempt securities (see instructions)				
6	Other current assets (attach statement)				
7	Loans to shareholders				
8	Mortgage and real estate loans				
9	Other investments (attach statement)				
10a	Buildings and other depreciable assets				
b	Less accumulated depreciation				
11a	Depletable assets				
b	Less accumulated depletion				
12	Land (net of any amortization)				
13a	Intangible assets (amortizable only)				
b	Less accumulated amortization				
14	Other assets (attach statement)				
15	Total assets		813		30
Liabilities and Shareholders' Equity					
16	Accounts payable				
17	Mortgages, notes, bonds payable in less than 1 year				
18	Other current liabilities (attach statement)	STMT 2	8,325		8,325
19	Loans from shareholders		297,955		300,255
20	Mortgages, notes, bonds payable in 1 year or more		431,596		429,972
21	Other liabilities (attach statement)				
22	Capital stock		12,550		12,550
23	Additional paid-in capital				
24	Retained earnings		-749,613		-751,072
25	Adjustments to shareholders' equity (attach statement)				
26	Less cost of treasury stock				
27	Total liabilities and shareholders' equity		813		30

## Schedule M-3 Reconciliation of Income (Loss) per Books With Income (Loss) per Return

Note: Schedule M-3 required instead of Schedule M-1 if total assets are \$10 million or more—see instructions

1	Net income (loss) per books	-1,459	5	Income recorded on books this year not included on Schedule K, lines 1 through 10 (itemize):	
2	Income included on Schedule K, lines 1, 2, 3c, 4, 5a, 6, 7, 8a, 9, and 10, not recorded on books this year (itemize):		a	Tax-exempt interest \$	
3	Expenses recorded on books this year not included on Schedule K, lines 1 through 12 and 14l (itemize):		6	Deductions included on Schedule K, lines 1 through 12 and 14l, not charged against book income this year (itemize):	
a	Depreciation \$		a	Depreciation \$	
b	Travel and entertainment \$		7	Add lines 5 and 6	
4	Add lines 1 through 3	-1,459	8	Income (loss) (Schedule K, line 18). Line 4 less line 7	-1,459

## Schedule M-2 Analysis of Accumulated Adjustments Account, Other Adjustments Account, and Shareholders' Undistributed Taxable Income Previously Taxed (see instructions)

	(a) Accumulated adjustments account	(b) Other adjustments account	(c) Shareholders' undistributed taxable income previously taxed
1	Balance at beginning of tax year	-749,613	
2	Ordinary income from page 1, line 21		
3	Other additions		
4	Loss from page 1, line 21	1,459	
5	Other reductions		
6	Combine lines 1 through 5	-751,072	
7	Distributions other than dividend distributions		
8	Balance at end of tax year. Subtract line 7 from line 6	-751,072	

**Schedule K-1  
(Form 1120S)**

Department of the Treasury  
Internal Revenue Service

2009

**Shareholder's Share of Income, Deductions,  
Credits, etc.** ▶ See back of form and separate instructions.

► See back of form and separate instructions.

## Part I Information About the Corporation

A Corporation's employer identification number  
**13-3946805**

B Corporation's name, address, city, state, and ZIP code  
**SELF SERVICE INC**  
**TROTTERS TAVERN**  
**175 MAIN STREET**  
**WHITE PLAINS** **NY 10601**

**C IRS Center where corporation filed return**  
**E-FILE**

## Part II Information About the Shareholder

**D Shareholder's identifying number**

**E Shareholder's name, address, city, state, and ZIP code**

ANTHONY P. GONCALVES

**F Shareholder's percentage of stock ownership for tax year** 50.000000 %



For IRS Use Only

\* See attached statement for additional information.



**Schedule K-1  
(Form 1120S)**

 Department of the Treasury  
Internal Revenue Service
**2009**
 For calendar year 2009, or tax  
year beginning \_\_\_\_\_  
ending \_\_\_\_\_

**Shareholder's Share of Income, Deductions,  
Credits, etc.**

► See back of form and separate instructions.

 Final K-1 Amended K-1

Part III Shareholder's Share of Current Year Income, Deductions, Credits, and Other Items

<b>Part I Information About the Corporation</b>			
A Corporation's employer identification number <b>13-3946805</b>		1	Ordinary business income (loss) <b>-364</b>
B Corporation's name, address, city, state, and ZIP code <b>SELF SERVICE INC TROTTERS TAVERN 175 MAIN STREET WHITE PLAINS NY 10601</b>		2	Net rental real estate income (loss)
C IRS Center where corporation filed return <b>E-FILE</b>		3	Other net rental income (loss)
D Shareholder's identifying number [REDACTED]		4	Interest income
E Shareholder's name, address, city, state, and ZIP code <b>MARK AVALLONE [REDACTED] [REDACTED]</b>		5a	Ordinary dividends
F Shareholder's percentage of stock ownership for tax year <b>25.000000 %</b>		5b	Qualified dividends
		6	Royalties
		7	Net short-term capital gain (loss)
		8a	Net long-term capital gain (loss)
		8b	Collectibles (28%) gain (loss)
		8c	Unrecaptured section 1250 gain
		9	Net section 1231 gain (loss)
		10	Other income (loss)
		11	Section 179 deduction
		12	Other deductions
		16	Items affecting shareholder basis
		17	Other information
* See attached statement for additional information.			

SEL6805 SELF SERVICE INC

13-3946805

FYE: 12/31/2009

## Federal Statements

### Statement 1 - Form 1120S, Page 1, Line 19 - Other Deductions

Description	Amount
BANK SERVICE CHARGES	\$ 396
TOTAL	\$ 396

### Statement 2 - Form 1120S, Page 4, Schedule L, Line 18 - Other Current Liabilities

Description	Beginning of Year	End of Year
SIMPLE IRA PAYABLE	\$ 8,325	\$ 8,325
TOTAL	\$ 8,325	\$ 8,325

### Form 1120S, Page 4, Schedule M-2, Line 5(a) - Other Reductions

Description	Amount
OFFICER LIFE INS.	\$
TOTAL	\$ 0

Form 1120S

## Schedule K-1 Summary Worksheet

2009

Name	Employer Identification Number		
<b>SELF SERVICE INC</b>	<b>13-3946805</b>		
Column A	Shareholder Name	SSN/EIN	
Column A	<b>ANTHONY P. GONCALVES</b>		
Column B	<b>JOHN R. TESONE</b>		
Column C	<b>MARK AVALLONE</b>		
Column D			

Schedule K Items	Column A	Column B	Column C	Column D	SCH K TOTAL
1 Ordinary income	- 730	- 365	- 364		- 1,459
2 Net rental RE inc					
3c Net other rental inc					
4 Interest income					
5a Ordinary dividends					
5b Qualified dividends					
6 Royalties					
7 Net ST capital gain					
8a Net LT capital gain					
8b Collectibles 28% gain					
8c Unrecap Sec 1250					
9 Net Sec 1231 gain					
10 Other income (loss)					
11 Sec 179 deduction					
12a Contributions					
12b Invest interest exp					
12c Sec 59(e)(2) exp					
12d Other deductions					
13a,c Low-inc house 42 5					
13b,d Low-inc house other					
13e Qualif rehab exp					
13f Rental RE credits					
13g Other rental credits					
13h Fuel alcohol credit					
13i Other credits					
14b Gross inc all src					
14d-f Total foreign inc					
14g-k Total foreign deds					
14l Total foreign taxes					
14m Reduct in taxes					
15a Depr adjustment					
15b Adjusted gain (loss)					
15c Depletion					
15d Inc-oil/gas/geoth					
15e Ded-oil/gas/geoth					
15f Other AMT items					
16a Tax-exempt interest					
16b Other tax-exempt					
16c Nonded expense					
16d Total property dist					
16e Shr loan repmts					
17a Investment income					
17b Investment expense					
18 Income (loss)	- 730	- 365	- 364		- 1,459

SEL6805 SELF SERVICE INC  
13-3946805  
FYE: 12/31/2009

## Federal Statements

### Form 1120S, Page 1, Line 12 - Taxes and Licenses

Description	Amount
TAXES: NYS CORPORATION TAX	\$ 25
TOTAL	\$ 25

### Form 1120S, Page 4, Schedule L, Line 19 - Loans from Shareholders

Description	Beginning of Year	End of Year
LOAN PAYABLE: OFFICERS	\$ 297,955	\$ 300,255
TOTAL	\$ 297,955	\$ 300,255

### Form 1120S, P4, Sch L, Line 20 - Mortgages, Notes Bonds Pay in One Year or More

Description	Beginning of Year	End of Year
L/P BANK OF NY CREDIT LINE	\$ 23,504	\$ 21,880
EXCHANGE	41,924	41,924
DUE TO TROTTERS NY	366,168	366,168
TOTAL	\$ 431,596	\$ 429,972